

**IN RESPONSE TO THE OFFICE ACTION:**

**REJECTION UNDER 35 U.S.C. § 112, SECOND PARAGRAPH:**

Claims 1-3 stand rejected under 35 U.S.C. § 112, second paragraph as being indefinite and failing to particularly point out the Applicant's invention.

In response, claim 1 has been amended to address the specific concerns indicated by the Examiner in the Office Action. Specifically, "wherein the inundation therein", objected to by the Examiner as lacking antecedent basis, has been replaced with "whereby any inundation of moisture into the closure."

Applicant submits that the above amendment obviates the rejection of the claims under 35 U.S.C. § 112, second paragraph and therefore respectfully requests that the Examiner reconsider and withdraw the rejection of the claims and indicate their allowance in the next paper from the Office.

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**OTHER REJECTIONS AND OBJECTIONS:**

The Examiner stated that the Oath and Declaration were missing and that a new Oath and Declaration were required. Applicant respectfully submits that an executed declaration was filed on April 19, 2002 in response to the Notification of Missing Requirements Under 35 U.S.C. 371. In the Notice of Acceptance mailed on May 30, 2002 (a copy of which is enclosed), the Office specifically acknowledged that it had received the declaration. Notwithstanding the Office's prior receipt of Applicant's declaration, a further copy is enclosed herewith.

The Examiner also stated that the application did not contain an abstract of the disclosure. Applicant respectfully submits that the abstract appeared on the cover page of the PCT published application, which Applicant filed as his specification. Notwithstanding the Applicant's prior submission of an abstract with the original application papers, Applicant is submitting a new abstract on a separate sheet.

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The undersigned attorney requests any extension of time that may be deemed necessary to further the prosecution of this application. The undersigned representative authorizes the

Commissioner to charge any fees under 37 C.F.R. §§ 1.16 or 1.17 that may be required, or to credit any overpayment, to Deposit Account No. 01-2508, referencing Order No. 13201.0024.NPUS00.

The Examiner is invited to contact the undersigned attorney by telephone to resolve any issues or questions presented by this paper.

Respectfully submitted,



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